

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF OREGON**

In re  
MICHAEL D BROOKS

) Case No. 313-31364-rld13  
)  
) Confirmation Hearing Date: May 9, 2013  
) **SUPPLEMENTAL**  
) TRUSTEE'S OBJECTION TO  
) CONFIRMATION; AND  
) MOTION(S) THEREON

Debtor(s)

THE TRUSTEE:

1. Objects to confirmation for the reason(s) marked below:

a. Attorney fees sought are excessive;

b. Case not filed in good faith/Plan not proposed in good faith;

c. Plan is not feasible;

d. Plan does not commit all of the debtor's excess projected disposable income pursuant to §1325(b)(1)(B) for the applicable commitment period;

e. Plan does not meet best interest test;

f. Filing/ documentation deficient;

g. Other: **Based on the Amended plan filed 04-12-13 the debtor exceeds the unsecured debt limitations of \$360,475 for Chapter 13 Bankruptcy as delineated in 11 U.S.C. §109(e). The debtor's total unsecured debt is \$422,835.**

2. If, not less than 10 days prior to the confirmation hearing, the debtor fails to take all necessary steps to satisfy each objection marked above (e.g., file an amended plan using LBF #1355.05, file all documentation noted in 1.f., etc.), the trustee must promptly file this document. If this document is filed, the trustee moves the court for an order per the section(s) marked below:

a. Move that the debtor's attorney's fee request be modified as follows:  
and/or

b. (If any section other than 1.a. is marked above) move that the case be dismissed without further notice.

3. Certifies a copy of this document was served on the debtor and debtor's attorney, if any, by hand at the first meeting of creditors on N/A, or by mail on May 7, 2013.

DATED: May 7, 2013

/s/ Wayne Godare  
Trustee

GEORGE HOSELTON

1350.70 (06/24/97) (mn)